

PROCEEDINGS OF THE COMMON COUNCIL  
IN REGULAR SESSION  
TUESDAY, MARCH 13 19 84

CITY OF FORT WAYNE, INDIANA  
JOURNAL OF THE PROCEEDINGS  
OF THE COMMON COUNCIL

THE COMMON COUNCIL OF THE CITY OF FORT WAYNE MET IN THE  
COUNCIL CHAMBERS Tuesday EVENING March 13 A.D., 19 84,  
IN Regular SESSION. PRESIDENT Ben A. Eisbart  
IN THE CHAIR, COUNCIL ATTORNEY Stanley A. Levine, AND  
Sandra E. Kennedy CLERK, AT THE DESK, PRESENT THE FOLLOWING  
MEMBERS \_\_\_\_\_ VIZ:

BRADBURY ✓, BURNS ✓, EISBART ✓,  
GiaQUINTA ✓, HENRY ✓, REDD ✓,  
SCHMIDT ✓, STIER ✓, TALARICO ✓,

ABSENT: \_\_\_\_\_

COUNCILMAN: \_\_\_\_\_, \_\_\_\_\_, \_\_\_\_\_

THE INVOCATION WAS GIVEN BY \_\_\_\_\_

THE MINUTES OF THE LAST REGULAR February 14 & 28, 19 84,  
\_\_\_\_\_, 19 \_\_\_\_\_,

SPECIAL \_\_\_\_\_, 19 \_\_\_\_\_,

SESSION HAVING BEEN DELIVERED TO THE COUNCIL, WERE, ON MOTION, APPROVED  
AND PUBLISHED.



# The City of Fort Wayne

## Office of the Mayor

March 1, 1984

To the Common Council  
Fort Wayne, Indiana

Gentlemen and Mrs. Bradbury:

Today, March 1, 1984, I have approved the following ordinances and resolutions passed by the Common Council at its regular meeting of February 28, 1984.

(Bill No. A-84-02-01)  
APPROPRIATION ORDINANCE NO. A-01-84

AN ORDINANCE appropriating monies from the Park Cumulative Building Fund to be used as a match with the Fort Wayne Zoological Society to purchase land for future Children's Zoo & Veldt expansion

(Bill No. S-84-02-02)  
SPECIAL ORDINANCE NO. S-11-84

AN ORDINANCE ratifying Bid Reference No. 1117 by the City of Fort Wayne by and through its Parks and Recreation Department with Hattersley & Sons, Inc., for the McMillen Ice Arena

(Bill No. S-84-02-03)  
SPECIAL ORDINANCE NO. S-12-84

A SPECIAL ORDINANCE approving an amendment to a contract for engineering services with the Board of Aviation Commissioners

(Bill No. S-84-02-05)  
SPECIAL ORDINANCE NO. S-13-84

AN ORDINANCE approving Civil City Purchase Order No. A-30851 with Christian Builders, for the Community Development and Planning Department

(Bill No. R-84-02-06)  
RESOLUTION NO. R-25-84

A RESOLUTION approving the proposed budget of the Fort Wayne-Allen County Convention and Tourism Authority for the calendar year 1984

(Bill No. R-84-02-07)  
RESOLUTION NO. R-26-84

A RESOLUTION authorizing the transfer of insurance indemnities received for damage to City property to an expense account within the 1984 budget of the Traffic Engineering Department for the purpose of repairing traffic control equipment

(Bill No. R-84-02-09)  
DECLARATORY RESOLUTION NO. R-27-84

A DECLARATORY RESOLUTION confirming the designation of an "Economic Revitalization Area" under I.C. 6-1.1-12.1

(Bill No. R-84-02-11)  
DECLARATORY RESOLUTION NO. R-28-84

A DECLARATORY RESOLUTION confirming the designation of an "Economic Revitalization Area" under I.C. 6-1.1-12.1

(Bill No. R-84-02-13)  
DECLARATORY RESOLUTION NO. R-29-84

A DECLARATORY RESOLUTION confirming the designation of an "Economic Revitalization Area" under I.C. 6-1.1-12.1

(Bill No. R-84-02-15)  
DECLARATORY RESOLUTION NO. R-30-84

A DECLARATORY RESOLUTION confirming the designation of an "Economic Revitalization Area" under I.C. 6-1.1-12.1

(Bill No. R-84-02-17)  
DECLARATORY RESOLUTION NO. R-31-84

A DECLARATORY RESOLUTION confirming the designation of an "Economic Revitalization Area" under I.C. 6-1.1-12.1

(Bill No. R-84-02-19)  
DECLARATORY RESOLUTION NO. R-32-84

A DECLARATORY RESOLUTION confirming the designation of an "Economic Revitalization Area" under I.C. 6-1.1-12.1

(Bill No. R-84-01-21)  
DECLARATORY RESOLUTION NO. R-33-84

A DECLARATORY RESOLUTION confirming the designation of an "Economic Revitalization Area" under I.C. 6-1.1-12.1

(Bill No. R-84-02-23)  
DECLARATORY RESOLUTION NO. R-34-84

A DECLARATORY RESOLUTION confirming the designation of an "Economic Revitalization Area" under I.C. 6-1.1-12.1

(Bill No. R-84-02-27)  
DECLARATORY RESOLUTION NO. R-35-84

A DECLARATORY RESOLUTION confirming the designation of an "Economic Revitalization Area" under I.C. 6-1.1-12.1

(Bill No. R-84-02-05)  
DECLARATORY RESOLUTION NO. R-36-84

A RESOLUTION changing the designation of certain properties from Urban Development Areas to Economic Revitalization Areas and setting these designated areas for public hearing

(Bill No. R-84-02-45)  
RESOLUTION NO. R-37-84

A RESOLUTION authorizing the temporary advancement of funds from Utility Funds, Revenue Sharing Trust Fund, Motor Vehicle Highway Fund, and Local Road and Street Fund to the General Fund for the period ending December 31, 1984

(Bill No. S-84-02-38)  
SPECIAL ORDINANCE NO. S-14-84

AN ORDINANCE authorizing the City of Fort Wayne, Indiana to defend and indemnify members of the Common Council with respect to lawsuits brought against them in the performance of their legislative duties

(Bill No. S-84-02-33)  
SPECIAL ORDINANCE NO. S-15-84

AN ORDINANCE approving Change Order #1 on Res. #5990-83 - Concrete Median Barrier (2100 N. Clinton), with Gaines Construction Company, Incorporated, in connection with the Board of Public Works

(Bill No. S-84-02-34)  
SPECIAL ORDINANCE NO. S-16-84

AN ORDINANCE approving Change Order #1 - Res. #5978-83, Pontiac Place, Phase II, with Gaines Construction Co., in connection with the Board of Public Works

(Bill No. S-84-02-35)  
SPECIAL ORDINANCE NO. S-17-84

AN ORDINANCE approving Contract #394-83 - Baer Field Sanitary Sewer Extension between Scheidleman Excavating, and the City of Fort Wayne, Indiana, in connection with the Board of Public Works

(Bill No. S-84-02-36)  
SPECIAL ORDINANCE NO. S-18-84

AN ORDINANCE approving Change Order #1 (FINAL) 83-XP-1 - Leo Road Water Main Extension, with Scheidleman Excavating, Inc., in connection with the Board of Public Works

(Bill No. S-84-02-37)  
SPECIAL ORDINANCE NO. S-19-84

AN ORDINANCE approving a Sanitary Sewer Agreement between the City of Fort Wayne, Indiana, and the Centennial Development Corporation for Centennial Park Lateral "B", Res. #396-83, in connection with the Board of Public Works

Respectfully yours,



Win Moses, Jr.  
Mayor



# The City of Fort Wayne

## Office of the Mayor

February 21, 1984

To the Common Council  
Fort Wayne, Indiana

Gentlemen and Mrs. Bradbury:

Today, February 21, 1984, I have approved the following ordinances and resolutions passed by the Common Council at its regular meeting of February 14, 1984.

(Bill No. R-83-11-41)  
DECLARATORY RESOLUTION NO. R-117-83

A DECLARATORY RESOLUTION confirming, the designation of an "Economic Revitalization Area" under I.C. 6-1.1-12.1

(Bill No. R-84-02-08)  
DECLARATORY RESOLUTION NO. R-16-84

A DECLARATORY RESOLUTION designating an "Economic Revitalization Area" under I.C. 6-1.1-12.1

(Bill No. R-84-02-10)  
DECLARATORY RESOLUTION NO. R-17-84

A DECLARATORY RESOLUTION designating an "Economic Revitalization Area" under I.C. 6-1.1-12.1

(Bill No. R-84-02-12)  
DECLARATORY RESOLUTION NO. R-18-84

A DECLARATORY RESOLUTION designating an "Economic Revitalization Area" under I.C. 6-1.1-12.1

(Bill No. R-84-02-14)  
DECLARATORY RESOLUTION NO. R-19-84

A DECLARATORY RESOLUTION designating an "Economic Revitalization Area" under I.C. 6-1.1-12.1

(Bill No. R-84-02-16)  
DECLARATORY RESOLUTION NO. R-20-84

A DECLARATORY RESOLUTION designating an "Economic Revitalization Area" under I.C. 6-1.1-12.1

(Bill No. R-84-02-18)  
DECLARATORY RESOLUTION NO. R-18-84

A DECLARATORY RESOLUTION designating an "Economic Revitalization Area" under I.C. 6-1.1-12.1

(Bill No. R-84-02-20)  
DECLARATORY RESOLUTION NO. R-22-84

A DECLARATORY RESOLUTION designating an "Economic Revitalization Area" under I.C. 6-1.1-12.1

(Bill No. R-84-02-22)  
DECLARATORY RESOLUTION NO. R-23-84

A DECLARATORY RESOLUTION designating an "Economic Revitalization Area" under I.C. 6-1.1-12.1

(Bill No. R-84-02-26)  
DECLARATORY RESOLUTION NO. R-24-84

A DECLARATORY RESOLUTION designating an "Economic Revitalization Area" under I.C. 6-1.1-12.1

(Bill No. G-83-10-01)  
GENERAL ORDINANCE NO. G-02-84

AN ORDINANCE amending Chapter 33 of the Municipal Code of the City of Fort Wayne, Indiana

(Bill No. S-84-01-17)  
SPECIAL ORDINANCE NO. S-08-84

AN ORDINANCE approving City Utilities Blanket Purchase Order #A-34127 with Central Supply Co., for the Street Lighting Department

(Bill No. S-84-01-18)  
SPECIAL ORDINANCE NO. S-09-84

AN ORDINANCE approving Water Contract 83-XP-5, by the City of Fort Wayne by and through its Board of Public Works and T-G Excavating, for Centennial Industrial & Business Park

(Bill No. S-84-01-19)  
SPECIAL ORDINANCE NO. S-10-84

AN ORDINANCE approving a Contract by the City of Fort Wayne by and through its Board of Public Works and T-G Excavating, for Res. #391-83, Lawrence Drain Sewer Improvement Project

(Bill No. G-84-01-20)  
(as amended) (as amended) (as amended)  
GENERAL ORDINANCE NO. G-03-84

AN ORDINANCE reaffirming the powers of the City of Fort Wayne; furthering the implementation of Home Rule with respect to this City; reorganization of executive departments of this City; and the amendment of all ordinances of this City in conflict herewith

(Bill No. R-84-02-39)  
RESOLUTION NO. R-15-84

A RESOLUTION of the Common Council of the City of Fort Wayne, Indiana, commenting on Indiana Senate Bill 255 ("SB255") which deals with special legislation radically changing the Parks and Recreation Department and the Board of Park Commissioners of the City of Fort Wayne, Indiana

Respectfully yours,



Win Moses, Jr.  
Mayor



THE CITY OF FORT WAYNE  
DIVISION OF LAND USE MANAGEMENT  
Department of Community Development & Planning

6 March 1984

COMMUNICATIONS FROM THE CITY PLAN COMMISSION

The Common Council of the  
City of Fort Wayne  
City-County Building  
One Main Street  
Fort Wayne, IN 46802

Gentlemen and Mrs. Bradbury:

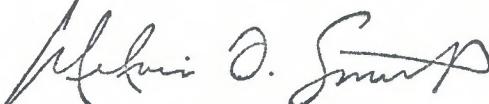
Attached hereto is the recommendation of the City Plan Commission on one (1) ordinance concerning the amendment of the Zoning Ordinance (General Ordinance No. G-06-80, amending Chapter 33 of the Municipal Code of the City of Fort Wayne, Indiana, 1946). The proposed ordinance is designated as:

Bill No. Z-84-02-31

Respectfully submitted,

CITY PLAN COMMISSION

Certified and signed this  
6th day of March 1984.

  
Melvin O. Smith  
Secretary





THE CITY OF FORT WAYNE  
DIVISION OF LAND USE MANAGEMENT  
Department of Community Development & Planning

6 March 1984

Members of the Common Council  
City-County Building  
One Main Street  
Fort Wayne, IN 46802

Gentlemen and Mr. Bradbury:

Attached hereto is a resolution pertaining to a zoning ordinance amendment acted upon by the City Plan Commission at their meeting held March 5, 1984. In addition to the reasons outlined in the resolution, the following are additional remarks pertaining to the ordinance:

1. Bill No. Z-84-02-31
2. From R-1 to R-3
3. Intended Use: Professional Offices
4. Plan Commission Recommendation: DO PASS

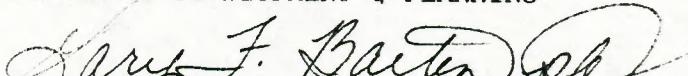
This ordinance received a DO PASS recommendation for the following reason:

REASON: The use of value of the area adjacent to the property included in this rezoning will not be affected in a substantially adverse manner.

If there are any questions with regard to this ordinance, please feel free to call on us.

Respectfully submitted,

COMMUNITY DEVELOPMENT & PLANNING



Gary F. Baeten  
Senior Planner

GFB:pb

Attachments



RESOLUTION OF ZONING ORDINANCE AMENDMENT RECOMMENDATION

WHEREAS, the Common Council of the City of Fort Wayne, Indiana, on February 14, 1984, referred a proposed zoning map amendment to the City Plan Commission which proposed ordinance was designated as Bill No. Z-8402-31; and,

WHEREAS, the required notice of public hearing on such proposed ordinance has been published as required by law; and,

WHEREAS, the City Plan Commission conducted a public hearing on such proposed ordinance on February 13, 1984;

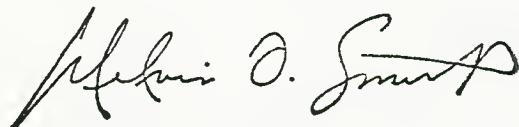
NOW THEREFORE, BE IT RESOLVED that the City Plan Commission does hereby recommend that this ordinance be returned to the Common Council with a DO PASS recommendation based on the Commission's following "Findings of Fact":

- (1) the grant will not be injurious to the public health, safety, morals, and general welfare of the community;
- (2) the use of value of the area adjacent to the property included in the rezoning will not be affected in a substantially adverse manner;
- (3) the need for the rezoning arises from the condition peculiar to the property involved and the condition is not due to the general conditions of the neighborhood;
- (4) the strict application of the terms of the zoning ordinance will constitute an unusual and unnecessary hardship if applied to the property for which the rezoning is sought; and,
- (5) the grant does not interfere substantially with the comprehensive plan adopted under the 500 series of the metropolitan development law.

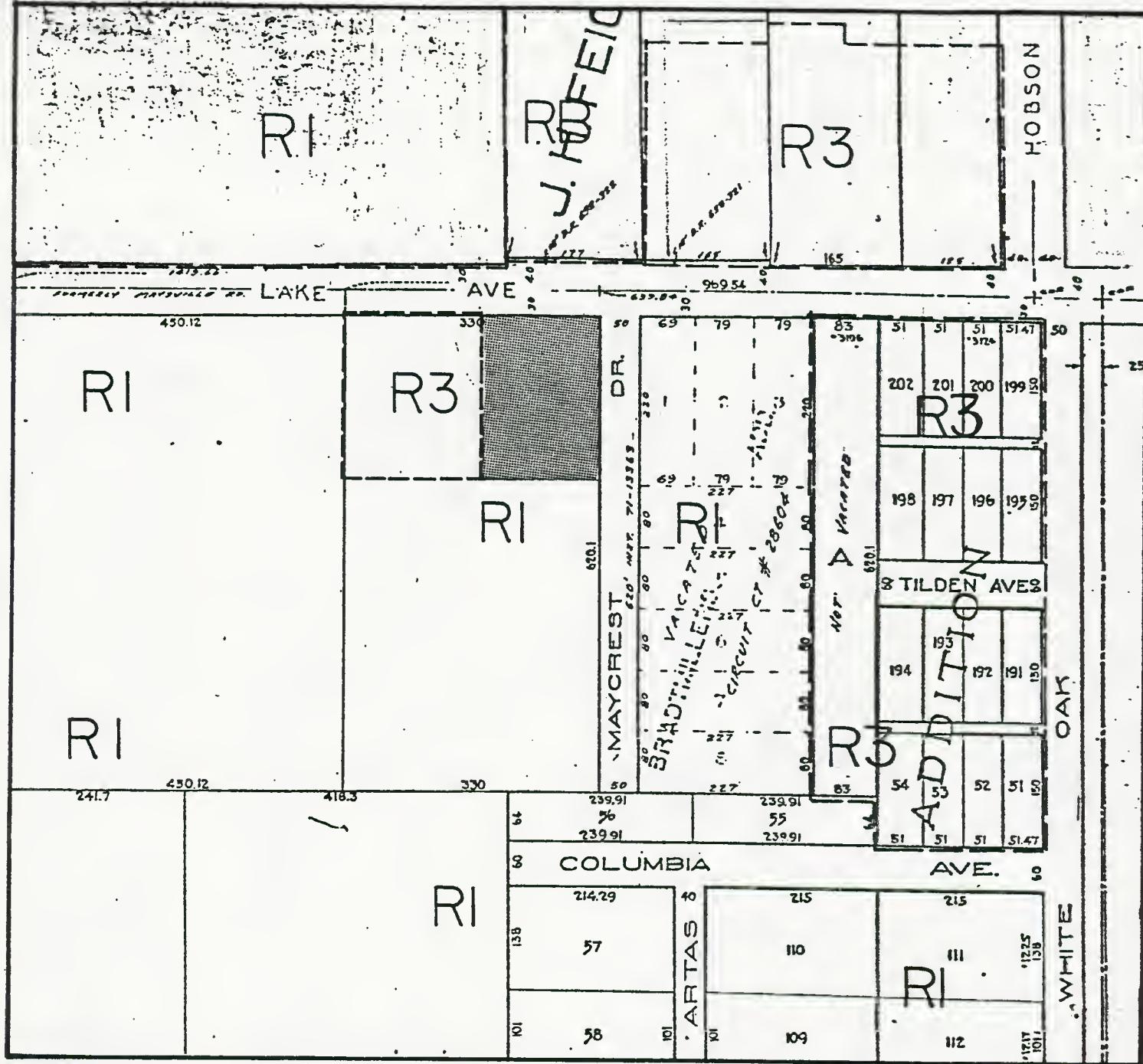
BE IT FURTHER RESOLVED that the Secretary is hereby directed to present a copy of this resolution to the Common Council at its next regular meeting.

This is to certify that the above is a true and exact copy of a resolution adopted at the meeting of the Fort Wayne City Plan Commission held March 5, 1984.

Certified and signed this  
6th day of March 1984.



Melvin O. Smith  
Secretary



A PETITION TO AMEND THE ZONING MAP BY RECLASSIFYING DESCRIBED PROPERTY FROM AN R-1 TO AN R-3 DISTRICT.

MAP NO. Q-10

Z-84-02-31



THE CITY OF FORT WAYNE  
DIVISION OF LAND USE MANAGEMENT  
Department of Community Development & Planning

6 March 1984

COMMUNICATIONS FROM THE CITY PLAN COMMISSION

The Common Council of the  
City of Fort Wayne  
City-County Building  
One Main Street  
Fort Wayne, IN 46802

Gentlemen and Mrs. Bradbury:

Attached hereto is the recommendation of the City Plan Commission on one (1) ordinance concerning the amendment of the Zoning Ordinance (General Ordinance No. G-06-80, amending Chapter 33 of the Municipal Code of the City of Fort Wayne, Indiana, 1946). The proposed ordinance is designated as:

Bill No. Z-84-01-11

Respectfully submitted,

CITY PLAN COMMISSION

Certified and signed this  
6th day of March 1984.

Melvin O. Smith  
Secretary





THE CITY OF FORT WAYNE  
DIVISION OF LAND USE MANAGEMENT  
Department of Community Development & Planning

6 March 1984

Members of the Common Council  
City-County Building  
One Main Street  
Fort Wayne, IN 46802

Gentlemen and Mrs. Bradbury:

Attached hereto is a copy of a resolution pertaining to one (1) zoning ordinance amendment acted upon by the City Plan Commission at their regular meeting held March 5, 1984. In addition to the reasons outlined in the resolution the following are additional remarks pertaining to the ordinance involved.

1. Bill No. Z-84-01-11
2. From R-1 to B-3-B
3. Intended Use: Unknown
4. Plan Commission Recommendation: DO NOT PASS

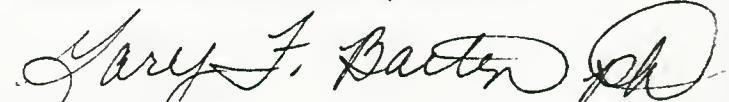
This ordinance received a DO NOT PASS recommendation for the following reason:

REASON: Petitioner did not appear at two public hearings and therefore the Commission was given no reason(s) for the request to be granted.

If there are any questions with regard to this ordinance, please feel free to call on us.

Respectfully submitted,

COMMUNITY DEVELOPMENT & PLANNING



Gary F. Baeten  
Senior Planner

GFB:pb

Attachments



RESOLUTION OF ZONING ORDINANCE AMENDMENT RECOMMENDATION

WHEREAS, the Common Council of the City of Fort Wayne, Indiana, on January 10, 1984, referred a proposed zoning map amendment to the City Plan Commission which proposed ordinance was designated as Bill No. Z-84-01-11; and,

WHEREAS, the required notice of public hearing on such proposed ordinance has been published as required by law; and,

WHEREAS, the City Plan Commission conducted a public hearing on such proposed ordinance on January 16, 1984 and March 5, 1984;

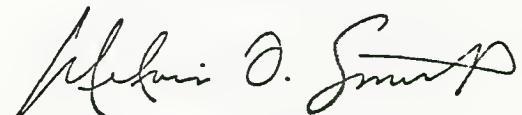
NOW THEREFORE, BE IT RESOLVED that the City Plan Commission does hereby recommend that this ordinance be returned to the Common Council with a DO NOT PASS recommendation based on the Commission's following "Finding of Fact":

- (1) the grant will be injurious to the public health, safety, morals, and general welfare of the community;
- (2) the use or value of the area adjacent to the property included in the rezoning will be affected in a substantially adverse manner;
- (3) the need for the rezoning does not arise from conditions peculiar to the property involved and the condition is not due to the general conditions of the neighborhood;
- (4) the strict application of the terms of the zoning ordinance will not constitute an unusual and unnecessary hardship to this property;
- (5) the grant interferes substantially with the comprehensive plan adopted under the 500 series of the metropolitan development law; and,

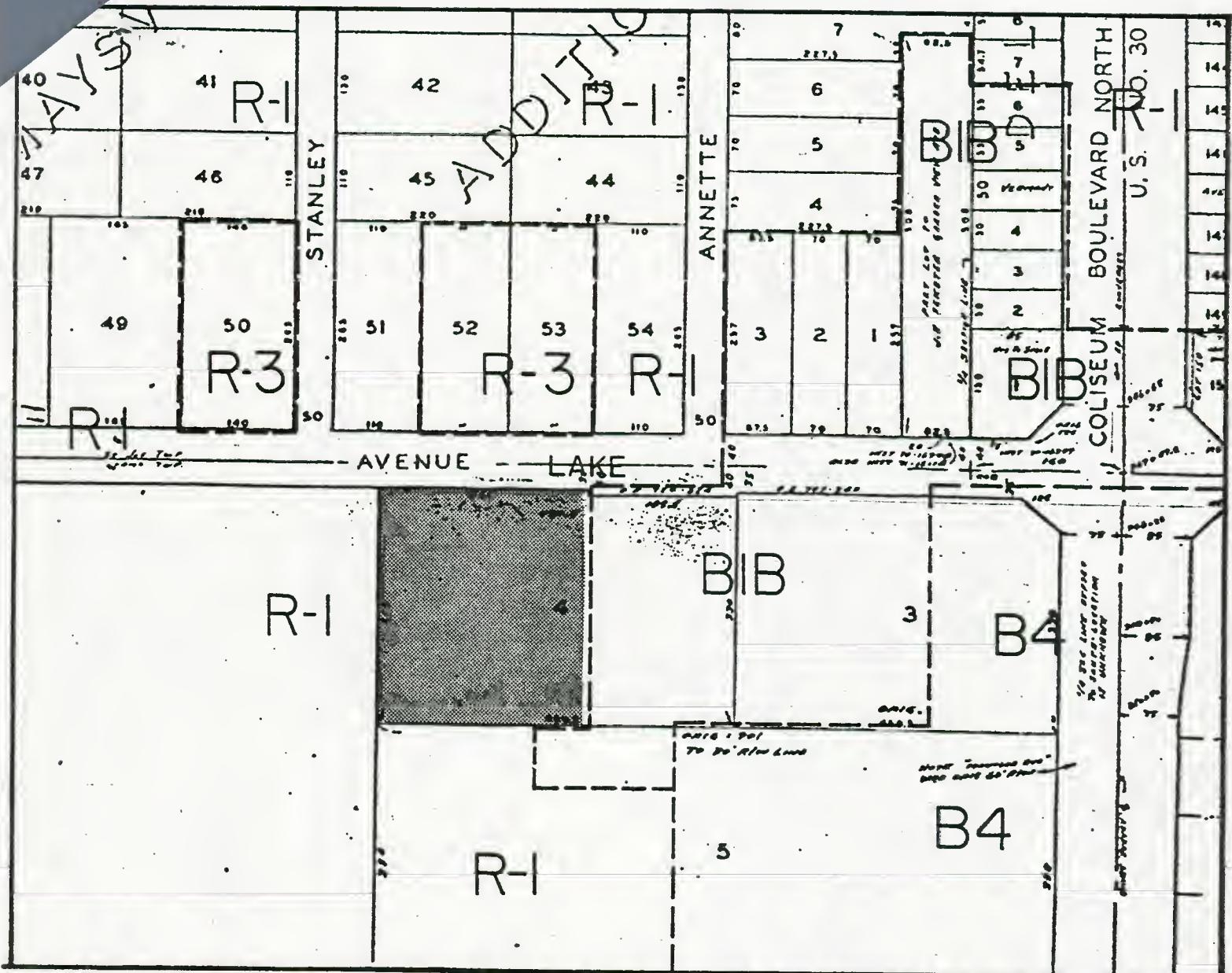
BE IT FURTHER RESOLVED that the Secretary is hereby directed to present a copy of this resolution to the Common Council at its next regular meeting.

This is to certify that the above is a true and exact copy of a resolution adopted at the meeting of the Fort Wayne City Plan Commission held March 5, 1984.

Certified and signed this  
6th day of March, 1984.



Melvin O. Smith  
Secretary



A PETITION TO AMEND THE ZONING MAP BY RE-CLASSIFYING DESCRIBED PROPERTY FROM AN R-1 TO A B3B DISTRICT.

MAP NO. R-10

Z-84-01-11

11-17-83



THE CITY OF FORT WAYNE  
DIVISION OF LAND USE MANAGEMENT  
Department of Community Development & Planning

6 March 1984

COMMUNICATIONS FROM THE CITY PLAN COMMISSION

The Common Council of the  
City of Fort Wayne  
City-County Building  
One Main Street  
Fort Wayne, IN 46802

Gentlemen and Mrs. Bradbury:

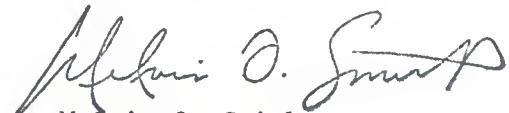
Attached hereto is the recommendation of the City Plan Commission on one (1) ordinance concerning the amendment of the Zoning Ordinance (General Ordinance No. G-06-80, amending Chapter 33 of the Municipal Code of the City of Fort Wayne, Indiana, 1974). The proposed ordinance is designated as:

Bill No. Z-84-02-32

Respectfully submitted,

CITY PLAN COMMISSION

Certified and signed this  
6th day of March 1984.



Melvin O. Smith  
Secretary





THE CITY OF FORT WAYNE  
DIVISION OF LAND USE MANAGEMENT  
Department of Community Development & Planning

6 March 1984

Members of the Common Council  
City-County Building  
One Main Street  
Fort Wayne, IN 46802

Gentlemen and Mrs. Bradbury:

Attached hereto is a resolution pertaining to a zoning ordinance amendment acted upon by the City Plan Commission at their meeting held March 5, 1984. In addition to the reasons outlined in the resolution, the following are additional remarks pertaining to the ordinance:

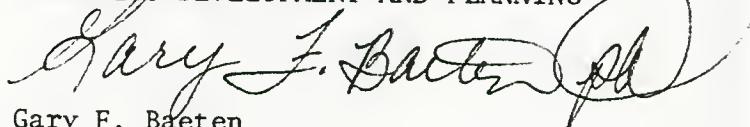
1. Bill No. Z-84-02-32
2. From R-1 to B-1-A
3. Intended Use: Dentist's Office
4. Plan Commission Recommendation: PERFECT to an R-3 and DO PASS

REASON: The need for this rezoning arises from some condition peculiar to the property involved and condition is due to the general conditions of the neighborhood.

If there are any questions with regard to this ordinance, please feel free to call on us.

Respectfully submitted,

COMMUNITY DEVELOPMENT AND PLANNING

  
Gary F. Baeten

Senior Planner

GFB:pb

Attachments



RESOLUTION OF ZONING ORDINANCE AMENDMENT RECOMMENDATION

WHEREAS, the Common Council of the City of Fort Wayne, Indiana, on February 14, 1984, referred a proposed zoning map amendment to the City Plan Commission which proposed ordinance was designated as Bill No. Z-84-02-32; and,

WHEREAS, the required notice of public hearing on such proposed ordinance has been published as required by law; and,

WHEREAS, the City Plan Commission conducted a public hearing on such proposed ordinance on February 13, 1983;

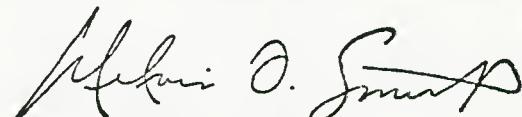
NOW THEREFORE, BE IT RESOLVED that the City Plan Commission does hereby recommend that this ordinance be returned to the Common Council with a DO PASS recommendation based on the Commission's following "Finding of Fact":

- (1) the grant will not be injurious to the public health, safety, morals, and general welfare of the community;
- (2) the use or value of the area adjacent to the property included in the rezoning will not be affected in a substantially adverse manner;
- (3) the need for the rezoning arises from some condition peculiar to the property involved and the condition is not due to the general conditions of the neighborhood;
- (4) the strict application of the terms of the zoning ordinance will constitute an unusual and unnecessary hardship if applied to the property for which the rezoning is sought; and,
- (5) the grant does not interfere substantially with the comprehensive plan adopted under the 500 series of the metropolitan development law.

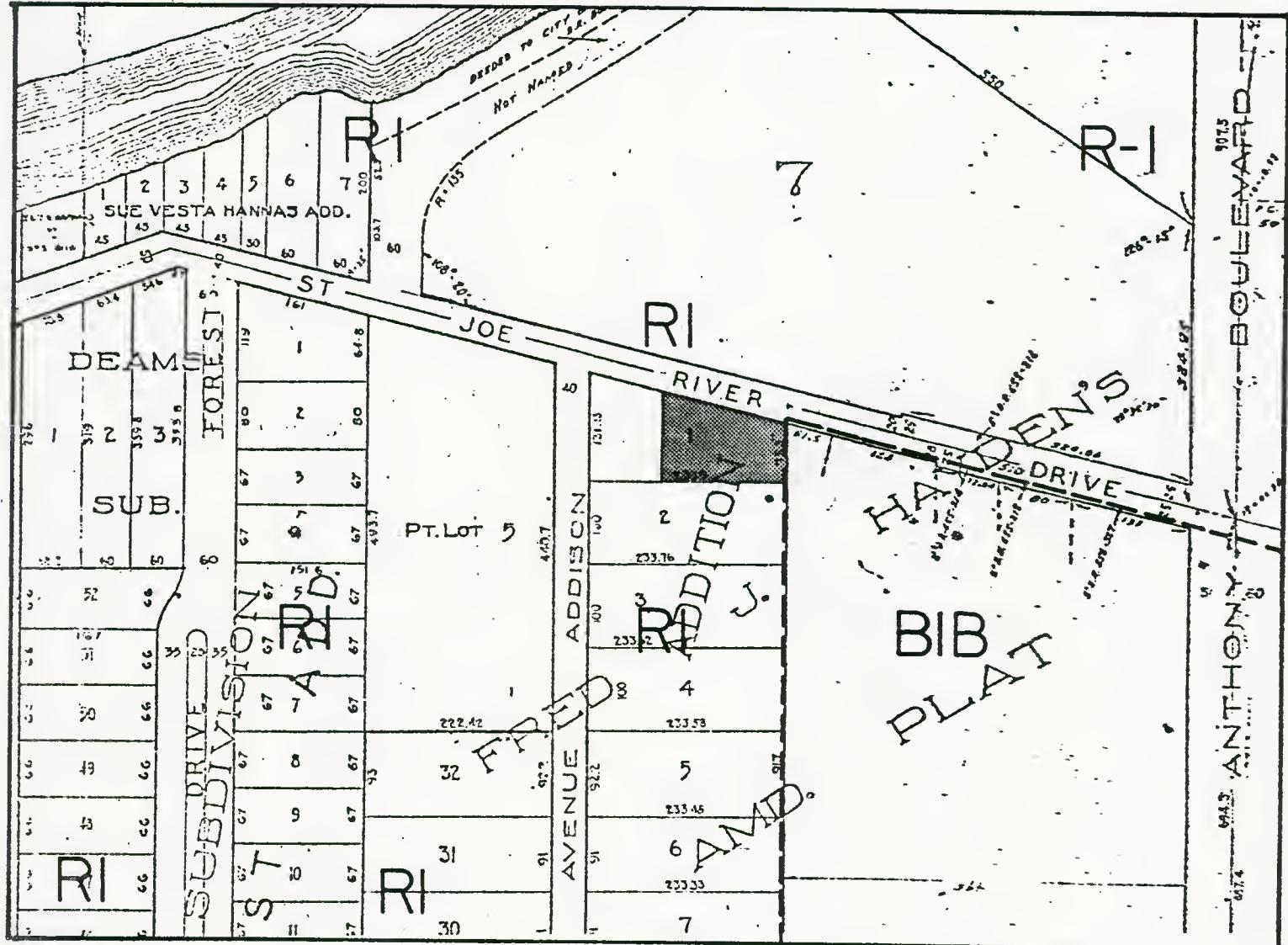
BE IT FURTHER RESOLVED that the Secretary is hereby directed to present a copy of this resolution to the Common Council at its next regular meeting.

This is to certify that the above is a true and exact copy of a resolution adopted at the meeting of the Fort Wayne City Plan Commission held March 5, 1984.

Certified and signed this  
6th day of March 1984.



Melvin O. Smith  
Secretary



A PETITION TO AMEND THE ZONING MAP BY  
RECLASSIFYING DESCRIBED PROPERTY FROM AN R-1  
TO A ~~BIA~~ DISTRICT.

Perfected to an R-3

MAP NO. 0-22

Z-84-02-22

N

1-18-84



THE CITY OF FORT WAYNE  
DIVISION OF LAND USE MANAGEMENT  
Department of Community Development & Planning

6 March 1984

COMMUNICATIONS FROM THE CITY PLAN COMMISSION

The Common Council of the  
City of Fort Wayne  
City-County Building  
One Main Street  
Fort Wayne, IN 46802

Gentlemen and Mrs. Bradbury:

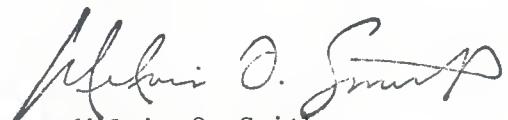
Attached hereto is the recommendation of the City Plan Commission on one (1) ordinance concerning the amendment of the Zoning Ordinance (General Ordinance No. G-06-80, amending Chapter 33 of the Municipal Code of the City of Fort Wayne, Indiana, 1946). The proposed ordinance is designated as:

Bill No. Z-84-02-30

Respectfully submitted,

CITY PLAN COMMISSION

Certified and signed this  
6th day of March 1984.



Melvin O. Smith  
Secretary





THE CITY OF FORT WAYNE  
DIVISION OF LAND USE MANAGEMENT  
Department of Community Development & Planning

6 March 1984

Members of the Common Council  
City-County Building  
One Main Street  
Fort Wayne, IN 46802

Gentlemen and Mrs. Bradbury:

Attached hereto is a resolution pertaining to a zoning ordinance amendment acted upon by the City Plan Commission at their meeting held March 5, 1984. In addition to the reasons outlined in the resolution, the following are additional remarks pertaining to the ordinance:

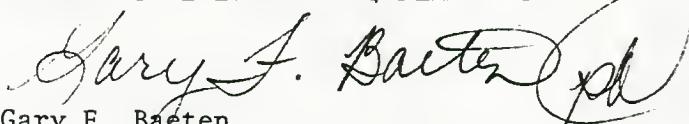
1. Bill No. Z-84-02-30
2. From RA to B-1-A
3. Intended Use: Professional Offices
4. Plan Commission Recommendation: PERFECT to an R-3 and DO PASS

REASON: The use or value of the area adjacent to the property included in the rezoning will not be affected in a substantially adverse manner.

If there are any questions with regard to this ordinance, please feel free to call on us.

Respectfully submitted,

COMMUNITY DEVELOPMENT & PLANNING

  
Gary F. Baeten  
Senior Planner

GFB:pb

Attachment



RESOLUTION OF ZONING ORDINANCE AMENDMENT RECOMMENDATION

WHEREAS, the Common Council of the City of Fort Wayne, Indiana, on February 14, 1984, referred a proposed zoning map amendment to the City Plan Commission which proposed ordinance was designated as Bill No. Z-84-02-30; and,

WHEREAS, the required notice of public hearing on such proposed ordinance has been published as required by law; and,

WHEREAS, the City Plan Commission conducted a public hearing on such proposed ordinance on February 13, 1984;

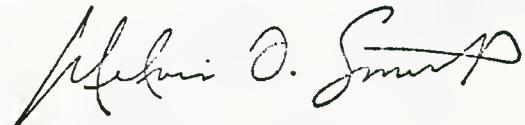
NOW THEREFORE, BE IT RESOLVED that the City Plan Commission does hereby recommend that this ordinance be returned to the Common Council with a DO PASS recommendation based on the Commission's following "Finding of Fact":

- (1) the grant will not be injurious to the public health, safety, morals, and general welfare of the community;
- (2) the use or value of the area adjacent to the property included in the rezoning will not be affected in a substantially adverse manner;
- (3) the need for the rezoning arises from some condition peculiar to the property involved and the condition is not due to the general conditions of the neighborhood;
- (4) the strict application of the terms of the zoning ordinance will constitute an unusual and unnecessary hardship if applied to the property for which the rezoning is sought; and,
- (5) the grant does not interfere substantially with the comprehensive plan adopted under the 500 series of the metropolitan development law.

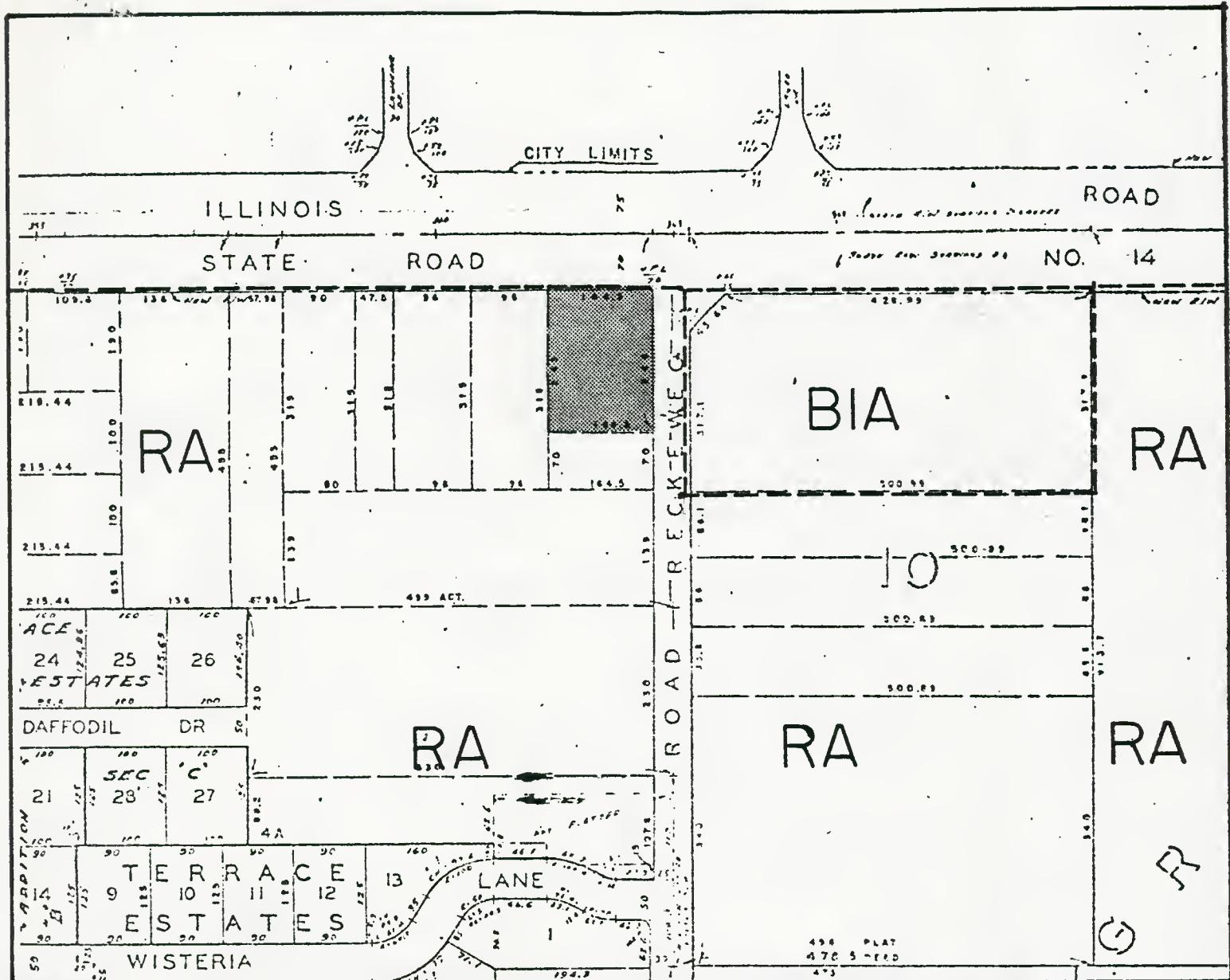
BE IT FURTHER RESOLVED that the Secretary is hereby directed to present a copy of this resolution to the Common Council at its next regular meeting.

This is to certify that the above is a true and exact copy of a resolution adopted at the meeting of the Fort Wayne City Plan Commission held March 5, 1984.

Certified and signed this  
6th day of March 1984.



Melvin O. Smith  
Secretary



A PETITION TO AMEND THE ZONING MAP BY  
RECLASSIFYING DESCRIBED PROPERTY FROM AN RA  
TO A BIA DISTRICT.

MAP NO. F-2

*perfected to an R-3*

N

Z-84-02-30

1-18-84

R E T U R N C E R T I F I C A T E

(Regulatory Resolution No. 19/84/E)

I hereby certify that I did this 2nd day of  
March, 1984 deliver to each, the City Traffic  
Engineer, the Chief of Police, the City Attorney, the City  
Clerk and the President of the Common Council of the City  
of Fort Wayne, Indiana respectively, a copy of the within  
Regulatory Resolution No. 19/84/E of the Board of Public  
Safety of the City of Fort Wayne, duly certified by me as  
Chairman of said Board, in accordance with the provisions  
of Section 17-4 of Chapter 17, of the Code of the City of  
Fort Wayne, Indiana 1974.

*Dick Palermo*  
\_\_\_\_\_  
CHAIRMAN, Board of Public Safety

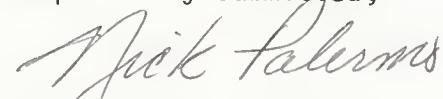
President of the Common Council  
City of Fort Wayne, Indiana

Gentlemen and Mrs. Bradbury:

Attached herewith are authenticated copies of the Board of Public Safety Regulatory Resolution Number: 19/84/E

For the purpose of enforcement, please make this communication and the attached Regulatory Resolution a matter of record and incorporate it into the minutes of the next Common Council Meeting.

Respectfully submitted,



Nick Palermo, Chairman  
Board of Public Safety

REGULATORY RESOLUTION NO. 19/84/E

(Adopted March 2, 1984)

WHEREAS, Section 17-4, Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1974 authorizes the Board of Public Safety to make temporary or experimental regulations to cover special conditions; and,

WHEREAS, a special condition has arisen justifying the Temporary Experimental Regulation hereinafter ordered, with regard to RENEW & EXTEND REG. RES. 1/84/E: NO PARKING

(EMERGENCY)

: AND,

WHEREAS, the City Traffic Engineer has, by written memorandum dated February 28, 1984, submitted to this Board his advice with regard to the regulation herein adopted, which written memorandum is on file in the office of this Board;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC SAFETY OF THE CITY OF FORT WAYNE, INDIANA:

That, pursuant to the authority granted to this Board by Section 17-4 of Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1974 to make temporary or experimental regulations to cover special conditions, it is hereby ordered, effective

March 2, 1984, and for a period of sixty (60) days thereafter, and when signs are erected pursuant hereto giving notice thereof, that the FOLLOWING IS ESTABLISHED:

NO PARKING

(EMERGENCY)

Beechwood Drive (southern portion of circle) -- north side --  
from Beechwood Drive to Beechwood Drive

President of the Common Council  
City of Fort Wayne, Indiana

Gentlemen and Mrs. Bradbury:

Attached herewith are authenticated copies of the Board of  
Public Safety Regulatory Resolution Numbers: 20/84/E  
21/84/D  
22/84/E  
23/84/D

For the purpose of enforcement, please make this communication  
and the attached Regulatory Resolution a matter of record and  
incorporate them into the minutes of the next Common Council  
Meeting.

Respectfully submitted,



Nick Palermo, Chairman  
Board of Public Safety

R E T U R N C E R T I F I C A T E

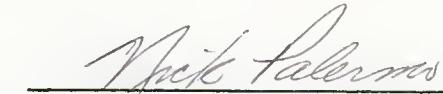
20/84/E

21/84/D

(Regulatory Resolution No. 22/84/E)

23/84/D

I hereby certify that I did this 9th day of  
March, 1984 deliver to each, the City Traffic  
Engineer, the Chief of Police, the City Attorney, the City  
Clerk and the President of the Common Council of the City  
of Fort Wayne, Indiana respectively, a copy of the within  
20/84/E  
Regulatory Resolution No. 21/84/D of the Board of Public  
22/84/E & 23/84/E  
Safety of the City of Fort Wayne, duly certified by me as  
Chairman of said Board, in accordance with the provisions  
of Section 17-4 of Chapter 17, of the Code of the City of  
Fort Wayne, Indiana 1974.

  
\_\_\_\_\_  
CHAIRMAN, Board of Public Safety

REGULATORY RESOLUTION NO. 20/84/E

(Adopted March 9, 1984)

WHEREAS, Section 17-4, Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1974 authorizes the Board of Public Safety to make temporary or experimental regulations to cover special conditions; and,

WHEREAS, a special condition has arisen justifying the Temporary Experimental Regulation hereinafter ordered, with regard to 30 MINUTE PARKING 8 A.M. to 6 P.M. (EMERGENCY)

DELETE: NO PARKING (EMERGENCY)

: AND,

WHEREAS, the City Traffic Engineer has, by written memorandum dated March 7, 1984, submitted to this Board his advice with regard to the regulation herein adopted, which written memorandum is on file in the office of this Board;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC SAFETY OF THE CITY OF FORT WAYNE, INDIANA:

That, pursuant to the authority granted to this Board by Section 17-4 of Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1974 to make temporary or experimental regulations to cover special conditions, it is hereby ordered, effective

March 9, 1984, and for a period of sixty (60) days thereafter, and when signs are erected pursuant hereto giving notice thereof, that the FOLLOWING IS ESTABLISHED:

30 MINUTE PARKING 8 A.M. to 6 P.M. (EMERGENCY)

Wallace Street -- north side -- from Lafayette Street to 215 feet east thereof

DELETE: NO PARKING (EMERGENCY)

Wallace Street -- north side -- from 80 feet east of Lafayette Street to 70 feet east thereof

REGULATORY RESOLUTION NO. 21/84D

(Adopted March 9, 1984)

WHEREAS, Section 17-4, Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1974 authorizes the Board of Public Safety to make regulations to carry out its delegated authority thereunder; and,

WHEREAS, Section 17-87 of said chapter delegates to this Board authority to DELETE: NO PARKING EMERGENCY VEHICLES ONLY (DELEGATED)

\_\_\_\_\_  
; and,

WHEREAS, the City Traffic Engineer has, by written memorandum dated March 7, 1984, submitted to this Board his advice with regard to the regulation hereinafter adopted, which written memorandum is on file in the office of this Board:

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC SAFETY  
OF THE CITY OF FORT WAYNE, INDIANA

That, pursuant to the authority delegated to this Board by Section 17-84 of Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1974, it is hereby ordered, effective

March 9, 19 84, and when signs are erected pursuant hereto giving notice thereof, that the FOLLOWING IS ESTABLISHED:

DELETE: NO PARKING EMERGENCY VEHICLES ONLY (DELEGATED)

Wallace Street -- north side -- from 30 feet east of Lafayette Street  
to 50 feet east thereof

REGULATORY RESOLUTION NO. 22/84/E  
(Adopted March 9, 1984)

WHEREAS, Section 17-4, Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1974 authorizes the Board of Public Safety to make temporary or experimental regulations to cover special conditions; and,

WHEREAS, a special condition has arisen justifying the  
Temporary Experimental Regulation hereinafter ordered, with  
regard to STOP INTERSECTION (EMERGENCY)

: AND,

WHEREAS, the City Traffic Engineer has, by written memorandum dated March 9, 1984, submitted to this Board his advice with regard to the regulation herein adopted, which written memorandum is on file in the office of this Board;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC SAFETY OF  
THE CITY OF FORT WAYNE, INDIANA:

That, pursuant to the authority granted to this Board by Section 17-4 of Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1974 to make temporary or experimental regulations to cover special conditions, it is hereby ordered, effective

March 9, 19 84, and for a period of sixty (60) days thereafter, and when signs are erected pursuant hereto giving notice thereof, that the FOLLOWING IS ESTABLISHED:

STOP INTERSECTION (EMERGENCY)

Vermont Avenue -- stop -- for Kensington Boulevard

Nevada Avenue -- stop -- for Kensington Boulevard

Delaware Avenue -- stop -- for Kensington Boulevard

Forest Avenue -- stop -- for Kensington Boulevard

REGULATORY RESOLUTION NO. 23/84/D

(Adopted March 9, 1984)

WHEREAS, Section 17-4, Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1974 authorizes the Board of Public Safety to make regulations to carry out its delegated authority thereunder; and,

WHEREAS, Section 17-52 of said chapter delegates to this Board authority to DELETE: PREFERENTIAL INTERSECTION (DELEGATED)

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_ ; and,

WHEREAS, the City Traffic Engineer has, by written memorandum dated March 9, 1984, submitted to this Board his advice with regard to the regulation hereinafter adopted, which written memorandum is on file in the office of this Board:

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC SAFETY OF THE CITY OF FORT WAYNE, INDIANA

That, pursuant to the authority delegated to this Board by Section 17-52 of Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1974, it is hereby ordered, effective

March 9, 1984, and when signs are erected pursuant hereto giving notice thereof, that the FOLLOWING IS ESTABLISHED:

DELETE:

PREFERENTIAL INTERSECTION (DELEGATED)

Kensington Boulevard	-- preferential	-- for Vermont Avenue
Kensington Boulevard	-- preferential	-- for Nevada Avenue
Kensington Boulevard	-- preferential	-- for Delaware Avenue
Kensington Boulevard	-- preferential	-- for Forest Avenue

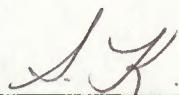
THE COUNCIL THEN ADJOURNED.

CERTIFICATE

I hereby certify that I am the duly elected, acting and incumbent City Clerk of Fort Wayne, Indiana and as such the custodian of the records of the Common Council of said City and that the above and foregoing is the true, full and complete record of the proceedings of the Common Council of the City of Fort Wayne, Indiana for its

Regular Session, held on Tuesday  
the 13th day of March, 19 84,  
that the numbered ordinances and resolutions shown therein were duly adopted by said Common Council on said date and were presented by me to the Mayor of the City of Fort Wayne and were signed and approved or disapproved by said Mayor as and on the dates shown as to each such ordinance and resolution respectively; and that all such records, proceedings, ordinances, and resolutions remain on file and record in my office.

WITNESS my hand and the official seal of the City of Fort Wayne, Indiana, this 14th day of March, 19 84.



SANDRA E. KENNEDY, CITY CLERK